



12-17-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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TC 1700

Application of: Michael J. Sullivan

Application No.: 10/055,521

Confirmation No.: 9600

Filed: January 23, 2002

Atty. Docket No.: B01-13

For: GOLF BALLS COMPRISING A PLASTICIZED
POLYURETHANE

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 C.F.R § 1.181

Mail Stop PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

This petition is being submitted in response to the Notice of Abandonment dated December 12, 2003. As set forth in 37 C.F.R. § 1.181, Applicants respectfully submit that the above-captioned Application was abandoned due to an error on the part of the U.S. Patent and Trademark Office ("the Patent Office").

The Notice of Abandonment indicated that the Application was abandoned for failure to reply to a Notice of Missing Parts within two (2) months from the mailing date of the Notice. Applicant notes that the Notice of Missing Parts, which was included with the Filing Receipt, was incorrect – it identifies that the Application was filed *without* an executed Declaration. However, a properly-executed Declaration, was filed by Applicant with the Application January 23, 2002. Thus, it is Applicant's belief that the Notice of Missing Parts and the subsequent Notice of Abandonment were issued in error. Supporting documentation includes copies of:

- the Declaration, dated January 23, 2002, executed by Michael J. Sullivan;

- the Utility Patent Application Transmittal, dated January 23, 2002, showing a checked 'Newly Executed Oath or Declaration' box; and
- the returned M.P.E.P. 503 Postcard Receipt showing receipt of the Declaration by the Patent Office.

As such, Applicant believes that the Declaration was properly filed and that the Notice of Missing Parts and subsequent Notice of Abandonment were improper. Therefore, Applicant respectfully requests that the Notice of Abandonment be withdrawn and the case allowed to re-enter prosecution. A copy of the Notice of Abandonment is enclosed, as required.

No fee is believed to be due for this submission. If a fee is necessary, however, please charge the required fee to Acushnet Company Deposit Account No. 502309.

Respectfully submitted,



William B. Lacy (Reg. No. 48,619)

Date: December 15, 2003

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